

# Order

Michigan Supreme Court  
Lansing, Michigan

September 28, 2009

Marilyn Kelly,  
Chief Justice

139018

Michael F. Cavanagh  
Elizabeth A. Weaver  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman  
Diane M. Hathaway,  
Justices

KENNETH SIEGEL, SR. (Deceased), SANDRA  
SIEGEL, and J. TIMOTHY ESPER, Personal  
Representative,  
Plaintiffs,

v

SC: 139018  
COA: 289770  
WCAC: 05-000090

EDWARD C. LEVY d/b/a MILFORD SAND  
AND GRAVEL COMPANY,  
Defendant-Appellee,  
and

SILICOSIS DUST DISEASE AND LOGGING  
INDUSTRY COMPENSATION FUND,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the April 29, 2009 order of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.



0921

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 28, 2009

*Corbin R. Davis*

Clerk